

1 STUART C. CLARK (SBN 124152)  
clark@carrferrell.com  
2 CHRISTINE S. WATSON (SBN 218006)  
cwatson@carrferrell.com  
3 CARR & FERRELL LLP  
2200 Geng Road  
4 Palo Alto, California 94303  
Telephone: (650) 812-3400  
5 Facsimile: (650) 812-3444

6 Attorneys for Plaintiff  
PATRICK PIERCE  
7

8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE DIVISION  
11

12 PATRICK PIERCE,  
13 Plaintiff,  
14 v.  
15 WELLS FARGO BANK,  
and DOES 1 through 20,  
16 Defendants.  
17

CASE NO. C08-01554 JF (HRL)

**STIPULATION AND [PROPOSED]  
ORDER IN SUPPORT OF  
PLAINTIFF PATRICK PIERCE'S  
ADMINISTRATIVE MOTION TO  
AMEND HIS OPPOSITION TO  
DEFENDANT WELLS FARGO  
BANK, N.A.'S MOTION TO DISMISS  
PURSUANT TO FEDERAL RULE OF  
CIVIL PROCEDURE 12(B)(6)**

[N. D. Cal. Civ. L.R. 7-11]

18  
19 WHEREAS:

20 A. On Friday, June 6, 2008 plaintiff Patrick Pierce ("Pierce") filed his opposition (the  
21 "Opposition") to the motion of defendant Wells Fargo Bank, N.A. ("WFB") to dismiss the action  
22 under Rule 12(b)(6);

23 B. Pierce wishes to file a motion for administrative relief to amend the Opposition to  
24 correct certain errors, by deleting 16 words and substituting 10 other words;

25 C. Counsel for the parties are in agreement that Pierce may file an amended opposition  
26 giving effect to the above-described changes:

27 NOW THEREFORE, IT IS HEREBY STIPULATED by and between the parties, through  
28 their respective counsel, that the Court may grant an order permitting Pierce to file an amended

1 opposition giving effect to the above-described changes.

2  
3 Dated: June 9, 2008

CARR & FERRELL LLP

4  
5 By: 

6 STUART C. CLARK  
7 CHRISTINE S. WATSON

8 Attorneys for Plaintiff  
9 PATRICK PIERCE

10 Dated: June 8, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

11  
12 By: 

13 PATRICIA K. GILLETTE  
14 ANDREW R. LIVINGSTON  
15 GREG J. RICHARDSON

16 Attorneys for Defendant  
17 WELLS FARGO BANK, N.A.

18 PURSUANT TO STIPULATION, IT IS SO ORDERED.

19  
20  
21 Dated: June 12, 2008

  
22 HON. JEREMY FOGEL  
23 United States District Judge